

The Honorable Ronald B. Leighton

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

CHERYL KATER and SUZIE KELLY,
individually and on behalf of all others
similarly situated,

Plaintiffs,

v.

CHURCHILL DOWNS INCORPORATED, a
Kentucky corporation, and BIG FISH
GAMES, INC., a Washington corporation,

Defendants.

Case No.: 2:15-cv-00612-RBL

**STIPULATED MOTION AND ORDER
REGARDING BRIEFING AND
DISCOVERY SCHEDULE ON
DEFENDANTS' RENEWED MOTION
TO COMPEL ARBITRATION AND
RENEWED MOTION TO DISMISS**

MANASA THIMMEGOWDA, individually
and on behalf of all others similarly situated,

Plaintiff,

v.

BIG FISH GAMES, INC., a Washington
corporation; ARISTOCRAT
TECHNOLOGIES INC., a Nevada
corporation; ARISTOCRAT LEISURE
LIMITED, an Australian corporation; and
CHURCHILL DOWNS INCORPORATED, a
Kentucky corporation,

Defendants.

Case No.: 2:19-cv-00199-RBL

**STIPULATED MOTION AND
ORDER REGARDING BRIEFING
AND DISCOVERY SCHEDULE ON
DEFENDANTS' RENEWED MOTION
TO COMPEL ARBITRATION AND
RENEWED MOTION TO DISMISS**

Pursuant to Local Civil Rule 10(g), consistent with the Court’s direction during the March 23, 2020 telephonic hearing, *see* Hr’g Tr. at 15:15-16 (“If you can agree on a revision of the schedule, I will adopt it.”), and based explicitly on defendants’ counsel’s representation that defendants are each experiencing “near-shutdown of their businesses,” plaintiffs Cheryl Kater, Suzie Kelly, and Manasa Thimmegowda (“Plaintiffs”) and defendants Big Fish Games, Inc., Churchill Downs Inc., Aristocrat Technologies, Inc., and Aristocrat Leisure Limited (“Defendants”) hereby jointly move the Court to enter the following briefing and discovery schedule for Defendants’ forthcoming renewed motion to compel arbitration and renewed motion to dismiss for lack of personal jurisdiction (“Renewed Motions”):

Event	Date
Deadline for Plaintiffs to respond to BFG’s arbitration-related First Set of Interrogatories	April 3, 2020
Deadline for Defendants to file Renewed Motions	April 10, 2020
Deadline for: (1) ATL and ATI to substantially complete document production responsive to Jurisdictional RFP Nos. 2, 5-11, 14-15, 21, and 26; and (2) CDI to substantially complete document production responsive to Jurisdictional RFP Nos. 1-5, 7-8, 10-13, and 25	April 13, 2020 ¹
Deadline for Plaintiffs to oppose Renewed Motions	April 24, 2020
Deadline for Defendants to file replies in support of Renewed Motions	May 1, 2020

¹ The parties agree that, if any defendant decides not to file a renewed motion to dismiss for lack of personal jurisdiction by April 10, 2020, then: (1) that defendant irrevocably waives any right to challenge personal jurisdiction in the above-captioned cases, and (2) the April 13, 2020 production deadline does not apply to that defendant.

Defendants state that, consistent with the discussion during the March 23, 2020 telephonic hearing, they reserve all rights to object to the scope of Plaintiffs’ jurisdictional discovery requests, and will meet and confer with Plaintiffs regarding any outstanding disputes as to the scope of the requests. *See* Hr’g Tr. at 15:12–16:2. Plaintiffs state that they expect a substantially complete production by April 13, 2020, do not believe that any objections as to scope are proper or timely, and reserve all rights to seek appropriate relief from the Court if Defendants fail to satisfy their Court-ordered discovery obligations.

DATED: March 27, 2020

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/s/ Paul Rugani

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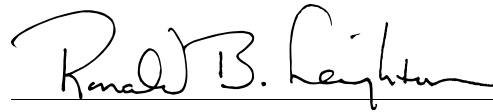
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ORDER

IT IS SO ORDERED.

Dated this 30th day of March, 2020.



Ronald B. Leighton
United States District Judge